

AO 133

(Rev. 8/06) Bill of Costs

## UNITED STATES DISTRICT COURT

District of Oregon

NATHAN LEE THOMAS

## BILL OF COSTS

V.

ANGELA M. METTIE, ET AL.

Case Number: 3:14-cv-00554-SI

Judgment having been entered in the above entitled action on 2/17/2015 against Plaintiff,  
Date  
 the Clerk is requested to tax the following as costs:

Fees of the Clerk .....	\$ _____
Fees for service of summons and subpoena .....	_____
Fees of the court reporter for all or any part of the transcript necessarily obtained for use in the case .....	2,058.90
Fees and disbursements for printing .....	_____
Fees for witnesses (itemize on page two) .....	0.00
Fees for exemplification and copies of papers necessarily obtained for use in the case .....	_____
Docket fees under 28 U.S.C. 1923 .....	_____
Costs as shown on Mandate of Court of Appeals .....	_____
Compensation of court-appointed experts .....	_____
Compensation of interpreters and costs of special interpretation services under 28 U.S.C. 1828 .....	_____
Other costs (please itemize) .....	_____
TOTAL	\$ 2,058.90

SPECIAL NOTE: Attach to your bill an itemization and documentation for requested costs in all categories.

## DECLARATION

I declare under penalty of perjury that the foregoing costs are correct and were necessarily incurred in this action and that the services for which fees have been charged were actually and necessarily performed. A copy of this bill has been served on all parties in the following manner:

- ☐ Electronic service by e-mail as set forth below and/or.  
☒ Conventional service by first class mail, postage prepaid as set forth below.

s/ Attorney: 21 P. PorterName of Attorney: Michael Porter, P.C. OSB No. 003560For: Defendants

Name of Claiming Party

Date: February 20, 2015

Costs are taxed in the amount of \_\_\_\_\_ and included in the judgment.

Clerk of Court

By: \_\_\_\_\_

Deputy Clerk

Date

## UNITED STATES DISTRICT COURT

WITNESS FEES (computation, cf. 28 U.S.C. 1821 for statutory fees)							
NAME , CITY AND STATE OF RESIDENCE	ATTENDANCE		SUBSISTENCE		MILEAGE		Total Cost Each Witness
	Days	Total Cost	Days	Total Cost	Miles	Total Cost	
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
							\$0.00
					<b>TOTAL</b>		<b>\$0.00</b>

## NOTICE

**Section 1924, Title 28, U.S. Code (effective September 1, 1948) provides:**

"Sec. 1924. Verification of bill of costs."

"Before any bill of costs is taxed, the party claiming any item of cost or disbursement shall attach thereto an affidavit, made by himself or by his duly authorized attorney or agent having knowledge of the facts, that such item is correct and has been necessarily incurred in the case and that the services for which fees have been charged were actually and necessarily performed."

**See also Section 1920 of Title 28, which reads in part as follows:**

"A bill of costs shall be filed in the case and, upon allowance, included in the judgment or decree."

**The Federal Rules of Civil Procedure contain the following provisions:**

Rule 54 (d)

“Except when express provision therefor is made either in a statute of the United States or in these rules, costs shall be allowed as of course to the prevailing party unless the court otherwise directs, but costs against the United States, its officers, and agencies shall be imposed only to the extent permitted by law. Costs may be taxed by the clerk on one day’s notice. On motion served within 5 days thereafter, the action of the clerk may be reviewed by the court.”

### Rule 6(e)

“Whenever a party has the right or is required to do some act or take some proceedings within a prescribed period after the service of a notice or other paper upon him and the notice or paper is served upon him by mail, 3 days shall be added to the prescribed period.”

### Rule 58 (In Part)

"Entry of the judgment shall not be delayed for the taxing of costs."

Nathan Lee Thomas v. Angela M. Mettie, et al  
United States District Court, Case No. 3:14-cv-00554-SI  
Defendants' Bill of Costs

**Itemized Billing**

<b>Date</b>	<b>Amount Billed</b>	<b>Description</b>
11/18/2014	\$2,058.90	Transcript and video of deposition of plaintiff Nathan Thomas by Amy A. Dalton Court Reporting LLC

Total: \$2,058.90

RECEIVED BY

NOV 21 2014

MILLER NASH LLP

## Invoice

Amy A. Dalton Court Reporting, LLC  
 EIN #46-3558322  
 PO Box 3254  
 Clackamas, OR 97015

(503)267-4666  
 adaltoncourtreporter@yahoo.com

Date	Invoice No.
11/18/2014	1197
Terms	Due Date
Net 30	12/18/2014

## Bill To

Michael Porter  
 Miller Nash  
 111 SW 5th Ave, Ste 3400  
 Portland, OR 97204

Amount Due	Enclosed
\$2,058.90	

Please check all top parties and return with your payment

Date	Activity	Quantity	Rate	Amount
11/07/2014	Appearance Fee - Nathan Thomas	7	65.00	455.00
11/07/2014	Original Transcript - Nathan Thomas	189	3.85	727.65
11/07/2014	Videography - Nathan Thomas	7.75	95.00	736.25
11/07/2014	DVDs	4	25.00	100.00
11/07/2014	DVD Archive/Backup per disc	4	10.00	40.00

Thomas v. Mettue, et al.  
 Case #3:14-cv-00554-SI

Thank you for your business.

**Total** \$2,058.90

I hereby certify that I served the foregoing Bill of Costs on:

Nathan Lee Thomas  
Post Office Box 9261  
Portland, Oregon 97207

*Pro Se Plaintiff*

by the following indicated method or methods on the date set forth below:

- ☐ CM/ECF system transmission.
- ☐ E-mail.
- ☒ First-class mail, postage prepaid.
- ☐ Hand-delivery.

DATED this 20<sup>th</sup> day of February, 2015.



Michael Porter, P.C., OSB No. 003560

*Of Attorneys for Defendants Angela M. Mettie,  
David T. Bearden, Jeri Hemmer, Roni Sue,  
Angelo Gomez, and Edward J. Ray*